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RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 00-145

Comments

[NOTE: All citations to “Manual” in the comments below are to the Administrative Rules Procedures Manual, prepared by the Revisor of Statutes Bureau and the Legislative Council Staff, dated September 1998.]

2. Form, Style and Placement in Administrative Code

a. Section ATPC 11.11 (5) (b) and the parallel provisions of ss. ATPC 11.51 (2) and 11.55 (5) should clearly state who is responsible for obtaining the post-importation tuberculosis test. The passive voice construction used in the rule is vague.

b. What is the USDA form VS1-27? This should be better explained, perhaps in a note.

5. Clarity, Grammar, Punctuation and Use of Plain Language

a. The post-importation confinement requirement for bovine animals requires confinement of an animal until *either* the animal tests negative for tuberculosis *or* it is shipped to slaughter, while the post-importation confinement requirements for goats and cervids require confinement of an animal until the animal tests negative for tuberculosis. This means that imported goats and cervids may not be shipped to slaughter without a negative tuberculosis test (unless they are imported directly to the slaughter facility). Is this the department’s intent?

b. In s. ATPC 11.55 (5) (a) 2., the word “if” should be replaced by the word “in.”